

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Social Welfare Department –Mahabubnagar District – Chinnadarpally Village, Hanwada Mandal - Acquisition of land for an extent of Ac.3.12 guntas in Sy.No.96/A for provision of house sites to the weaker section people – Payment of Rs.6,45,382/- towards decretal charges in AS.No.838/99 against OP.No.258/84 – Permission accorded - Orders Issued.

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SOCIAL WELFARE (LA) DEPARTMENT

G.O.Rt.No. 849

Dated:-04.12..2008.

Read the following:-

- 1.From the District Collector, Mahabubnagar Rc.No.G2/74/2005,
Dated:21.12.2006
- 2.From the Commissioner of Social Welfare, A.P.,
Hyderabad,Lr.Rc.No.LA2/349/2007, dt.07.04.2007.

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O R D E R:-

The Commissioner of Social Welfare, A.P., Hyderabad, in his letter 2nd read above, while forwarding the proposals of the District Collector, Mahabubnagar, in his letter 1st read above, has requested the Government to release an amount of Rs.6,45,382/- (Rupees six lakhs forty five thousand three hundred and eighty two only) towards decretal charges in AS.No.838/99 against OP NO.258/84 to comply with the Court orders.

2. The Land Acquisition Officer, Atmakur, was acquired the land for an extent of Ac.3.12 gts in Sy.No.96/A situated at Hanwada(M), Chinnadarpally(V) for providing house sites to weaker section people. The LAO has fixed the market value as Rs.2,400/- per acre vide his Award Proceedings No.C2/B/1265/81, Dated:30.06.1983. Under section 18 of the LA Act, to the Lower Court has enhanced the compensation from Rs.2,400/- to Rs.5/- per Sq.yard deducting 1/5th area in its judgment dt.24.02.1994 in OP No.258/84. Challenging the judgment of the Sub-court, the LAO has filed an appeal before the Hon'ble High Court. As per the interim directions of the Hon'ble High Court, an amount of Rs.2,93,814/- has been deposited in the Sub-court, Mahabubnagar. The Hon'ble High in its judgment dated:14.03.2005 in AS No.838/99 has confirmed the orders of the Lower Court. The Government Pleader for Appeals, APHC, Hyderabad in his letter dated:12.05.2005 has opined that it is not a fit case to prefer any further appeal. The MRO, Hanwada has filed SLP against the orders of the Hon'ble High Court in AS.No.838/99. The SLP case has been dismissed by the Hon'ble Supreme Court of India.

3. Government, after careful examination of the above proposal, hereby accord sanction for an amount of Rs.6,45,382/-(Rupees six lakhs forty five thousand three hundred and eighty two only) towards decretal charges in AS.No.838/99 against OP NO.258/84 to comply with the Court orders.

4. The expenditure sanctioned in para (3) above shall be debited to "2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01- Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11-Normal State Plan - SH(08) Acquisition of House sites to weaker sections under Indiramma Programme - 310/312 – other Grant-in-aid" from the available provision during B.E.2008-09.

5. The Commissioner of Social Welfare, A.P., Hyderabad, is requested to issue necessary proceedings to the District Collector, Mahabunagar, to comply with the Court orders.

6. The District Collector, Mahabubnagar, shall verify the calculation sheet submitted by the Land Acquisition Officer once again before issue of proceedings for releasing the amount, if any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. The District Collector, Mahabubnagar is directed to initiate disciplinary action against the LAO's and other responsible persons for the delay of more than 2 years for referring the case to the Lower Court, and there is 4 years delay for filing an appeal before the Hon'ble High Court against the orders of the lower court.

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8. This order issued with the concurrence of Finance (Exp.SW) Department vide their U.O. No.32097/550/A1/Exp/SW/08, dated.26.11.2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner of Social Welfare, A.P., Hyderabad.
The District Collector, Mahabubnagar
Copy to:
The Director of Treasuries & Accounts, A.P. Hyderabad.
The Pay & Accounts Officer, Hyderabad.
The Accountant General, A.P., Hyderabad.
The Dist. Treasury Officer, Mahabubnagar.
Finance (Exp.SW/BG) Department.
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER